## FILED

## UNITED STATES COURT OF APPEALS

DEC 13 2016

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

In re: CLIVEN D. BUNDY,

CLIVEN D. BUNDY, AKA Cliven Bundy,

Petitioner,

v.

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA, LAS VEGAS,

Respondent,

UNITED STATES OF AMERICA,

Real Party in Interest.

No. 16-72275

D.C. No. 2:16-cr-00046-GMN-PAL-1 District of Nevada, Las Vegas

**ORDER** 

Before: W. FLETCHER, GOULD, and BYBEE, Circuit Judges.

Judges W. Fletcher and Bybee have voted to deny Bundy's petition for rehearing. Judge Gould voted to grant Bundy's petition.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 35.

Bundy's petition for rehearing and petition for rehearing en banc, filed November 10, 2016, is DENIED.